



GRAY HERNDON NOLL
MORGAN COUNTY
STATE'S ATTORNEY

Office of the State's Attorney
300 West State Street
Jacksonville, IL 62650

Telephone: (217) 243-5469
Facsimile: (217) 243-5460

June 11th, 2019

John Kraft
[REDACTED]

Sent via electronic mail on June 11th, 2019

RE: Freedom of Information Act Request Dated June 9th, 2019

Mr. Kraft:

This letter is in response to your Freedom of Information Act request dated June 9th, 2019, which seeks any documents pertaining to "any permission or acquiescence of the State's Attorney for the Morgan County Board to expend public funds on outside legal counsel for any work performed in relation to the Wind Ordinance." We do not possess any documents which would be responsive to your request.

To the extent that you consider the aforementioned response to be a denial, or more specifically, an improper denial, of your request, such denial is by Gray Herndon Noll, State's Attorney of Morgan County.

You have the right to have any denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. You may file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South Second Street
Springfield, Illinois 62706
FAX: (217) 782-1396
EMAIL: publicaccess@atg.state.il.us

You also have the right to seek judicial review of any denial of your FOIA request by filing a lawsuit in the state circuit court.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this letter. Please note that you must include a copy of your original FOIA request and a copy of this letter when filing a Request for Review with the PAC.




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If you have any questions or concerns or if there is anything else I can assist you with, please do not hesitate to call me at the number above. Our office hours are Monday through Friday, 8:30 am to 4:30 pm, although generally you can reach me until 5:15 pm. Thank you.

Yours Truly,



Gray Herndon Noll
State's Attorney

Gray Noll

From: John Kraft [john@illinoisleaks.com]
Sent: Sunday, June 09, 2019 8:03 PM
To: Gray Noll; Bill Meier
Subject: FOIA Request (Morgan County State's Attorney) - 6-9-2019

On behalf of the Edgar County Watchdogs, Inc. and in accordance with the Freedom of Information Act I am ordering the following public records.

If you are not the FOIA officer, you are required to immediately forward this records order to the appropriate FOIA officer as required by statute [5 ILCS 140/3(c)].

You are required to provide these records according to the timeline set forth in the freedom of information act.

I am ordering the following public records under the Freedom of Information Act:

1. Copy of any permission or acquiescence of the State's Attorney for the Morgan County Board to expend public funds on outside legal counsel for any work performed in relation to the Wind Ordinance.

Electronic copies are requested.

This is not a commercial request.

I, and the organizations I represent (Disclosure News Magazine, Edgar County Watchdogs Inc, and American Watchdogs Inc), qualify as both media and non-profit under the definitions in Section 2 (c-10) ("Commercial purpose"), and the principal purpose of the request is to access and disseminate information concerning news and current or passing events, or for articles of opinion or features of interest to the public.; Section 2 (f) ("News media") as an Investigative Reporter for Disclosure News Magazine, an online and printed newspaper, and an Investigative Reporter for the Edgar County Watchdogs, an online news site, and am engaged in making news reels and other motion picture for public viewing, and as a news service to provide news and data to news organization(s) and nonprofits; Section 2 (g) ("Recurrent requester"); and Section 2 (h) ("Voluminous request") of the Freedom of Information Act, for the purposes of being exempt to the provisions of Section 3.1 (Requests for commercial purposes); Section 3.2 (Recurrent requesters); Section 3.6 (Voluminous requests), and Section 6 (Authority to charge fees).

This is also a request for fee waiver, should any fees be imposed, as this information bears on the public business of this public body and will be used to inform citizens of the actions of their public officials and employees, of their rights and responsibilities, of news and current or passing events, and for articles of opinion or features of interest to the public. The principal purpose of this request is to access and disseminate information regarding the health, safety, and welfare or the legal rights of the general public and is not for the principal purpose of gaining a personal or commercial benefit.

Thanks,

John Kraft

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Paris, Illinois 61944

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217-808-2527

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